

5-22. Emergency Exemptions (1200 TN 72 5-22)

1. AUTHORITY. To perform the Environmental Protection Agency functions and responsibilities relative to granting of emergency exemptions to Federal or State agencies, as set forth in Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), Section 18.

2. TO WHOM DELEGATED. Director, Land, Chemicals and Redevelopment Division (LCRD).

3. LIMITATIONS.

- a. The authority to prescribe standards relative to the issuance of emergency exemptions is reserved to the Administrator.
- b. The decision to issue an emergency exemption of national significance is reserved to the Administrator.
- c. The Assistant Administrator for the Office of Chemical Safety and Pollution Prevention (AA/OCSPP), with the concurrence of the delegatee, may issue emergency exemptions in Region III which are not of national significance.
- d. If the request for an emergency exemption is made by the Governor of a State, the delegatee shall consult with the Governor in determining whether an emergency conditions exists.

4. REDELEGATION AUTHORITY.

- a. This authority may not be redelegated without formal amendment.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. ADDITIONAL REFERENCES. None.

6. SUPERSESSION. Delegations Manual, FIFRA, Regional Delegation 5-22. Emergency Exemptions, 1200 TN RIII 84 (February 15, 1990).

Date: APR 15 2019


Cosmo Servidio
Regional Administrator